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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Center for Biological Diversity, et al.,

10 Plaintiffs,

11 v.

12 Kristi Noem, et al.,

13 Defendants.
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No. CV-25-00365-TUC-AMM (JEM)

ORDER

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16 Before the Court is Defendants’ Motion for a Stay of Defendants’ Reply Deadline
17 In Light of Lapse of Appropriations. (Doc. 23.) Defendants inform the Court that “[a]t the
18 end of the day on September 30, 2025, the appropriations act that [...] fund[ed] the
19 Department of Justice expired and [...] appropriations to the Department lapsed.” *Id.* at p.
20 1. Defendants further state that “[a]bsent an appropriation, Department of Justice attorneys
21 are prohibited from working, even on a voluntary basis, except in very limited
22 circumstances, including ‘emergencies involving the safety of human life or the protection
23 of property.’” *Id.* at p. 2. Accordingly, Defendants seek a stay of the briefing in this matter
24 until Department of Justice attorneys are permitted to resume their usual litigation
25 functions. *Id.*
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1 Plaintiffs oppose Defendants' request for a stay. (Doc. 23 at p. 2.) The Court will
2 order Plaintiffs to file their objection by **Friday, October 3, 2025**. Accordingly,

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4 **IT IS HEREBY ORDERED DIRECTING** Plaintiffs to file their objection to
5 Defendants' Motion for a Stay of Defendants' Reply Deadline In Light of Lapse of
6 Appropriations by **Friday, October 3, 2025**.

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8 Dated this 1st day of October, 2025.

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A handwritten signature in black ink, appearing to read "James E. Marner", is written over a horizontal line.

James E. Marner
United States Magistrate Judge